IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL
ORIGINAL JURISDICTION

Dated: Nainital: the 13th day of May 2005

Criminal Misc. Bail Application No. 332/2005

Order on the bail application of accused

CRIMINAL SIDE

Pritam S/o Shri Pattu
R/o village Madhana
P.S. Khanpur
District Haridwar ……Applicant

Versus

State of Uttaranchal ….Opposite Party

AND

Criminal Misc. Bail Application No. 287 / 2005

Raju S/o Tajpal
R/o village Mundlana
P.S. Manglaure
District Haridwar ……Applicant

Versus

State of Uttaranchal ….Opposite Party

Arising out of case crime No. 111/2004
U/s 364 I.P.C.
P.S. Pathri
District Haridwar

Hon'ble J.C.S. Rawat, J.

Heard Sri Manish Arora learned counsel for the applicants and learned A.G.A. for the State.

Perused the record. According to the prosecution version, the incident took place on 10.11.2004 and the report was lodged on the same day. The abducted person has reached to his house on 6.12.2004 and after a lapse of five days his statement under section 161 Cr.P.C. has been recorded on 11.12.2004. Perusal of the statement of the victim reveals that when the victim was being taken from one place to another place the accused persons were addressing to each other by names i.e. Lili, Bablu, Raju, Yogesh and Pritam. No identification parade has taken place. Considering the facts and circumstances of the case, it is a fit case for bail.

Let the applicants- accused be released on bail on executing a personal bond and each two sureties each in the like amount to the satisfaction of C.J.M. concerned.

(J.C.S. Rawat, J.)

Dated 13.05.2005